

Remarks

Claims 9-13, 17, 18 and 20-29 remain pending in the application, as claims 1-8, 14-16 and 19 have been previously cancelled without prejudice. In the Office Action, claims 9-13, 17, 18 and 20-29 were rejected under 35 U.S.C. 103(a) as being unpatentable over Performance, XPORT Xcess Cargo Box (Performance) in view of U.S. Patent No. 5,546,705 to Hirtsiefer (Hirtsiefer) further in view of U.S. Patent No. 2,656,563 to Jones (Jones). No amendments to the claims have been made in this response.

On July 9, 2009, an examiner interview was conducted between Examiner Justin Larson and Jason Bryan, Applicants' representative. During the interview, Examiner Larson agreed that Hirtsiefer does not teach the use of a cam surface joint and is, therefore, improper motivation for the currently pending obviousness rejection (see Interview Summary of July 21, 2009). As such, Applicants formally present the argument that Hirtsiefer does not teach the cam surface joint and respectfully request that the obviousness rejection be withdrawn.

Conclusion

For at least the reasons set forth above, the independent claims are believed to be allowable. In addition, the dependent claims are believed to be allowable due to their dependence on an allowable base claim and for further features recited therein. The application is believed to be in condition for immediate allowance. If any issues remain outstanding, Applicants invite the Examiner to call the undersigned if it is believed that a telephone interview would expedite the prosecution of the application to an allowance.

The amendments presented herein have been made solely to expedite prosecution of the instant application to allowance and should not be construed as an indication of Applicants' agreement with or acquiescence to the Examiner's position. Accordingly, Applicants expressly maintain the right to pursue broader subject matter through subsequent amendments, continuation or divisional applications, reexamination or reissue proceedings, and all other available means.

The undersigned representative requests any extension of time that may be deemed necessary to further the prosecution of this application.

The undersigned representative authorizes the Commissioner to charge any additional fees under 37 C.F.R. 1.16 or 1.17 that may be required, or credit any overpayment, to Deposit Account No. 14-1437, referencing Attorney Docket No.: 7298.098.NPUS02.

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